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OFFICE OF PETITIONS

In re Application of
Morrison, et al.
Application No. 09/079,758
Filed: May 15, 1998
Attorney Docket No. MSC-22939-1

ON RENEWED PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b),
filed November 20, 2002, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to
timely file a proper response to the final Office action mailed March
13, 2001, which set a shortened statutory period for reply of three
months. No extensions of time under the provisions of 37 CFR 1.136(a)
were obtained. No response having been received, the above-identified
application became abandoned on June 14, 2001. A Notice of
Abandonment was mailed on October 3, 2001. On January 24, 2002,
applicant filed a petition to revive under 37 CFR 1.137(b). However,
this petition was dismissed in a decision mailed on April 16, 2002.
Applicant's reply, an amendment, did not *prima facie* place the
application in condition for allowance. The April 16, 2002 dismissal
set a two month extendable period for reply.

With the instant petition (made timely by obtaining a five month
extension of time and including a Certificate of Mailing dated
November 15, 2002), applicant made the proper statement of
unintentional delay and filed the required reply in the form of a
Request for Continued Examination (RCE). The petition fee was
previously submitted with the earlier petition on January 24, 2002.

The application file is being forwarded to Technology Center 1600 for
consideration of the RCE, filed November 20, 2002.

Telephone inquiries concerning this decision should be directed to the
undersigned at (703) 305-0272.

Cliff Congo
Petitions Attorney
Office of Petitions